CLCON. No. 41 of 2004

Hon. P.C. Pant, J.

Heard learned counsel for the Applicant.

This is a contempt petition complaining the wilful disobedience of order dated 20.11.2003 passed in writ petition No. 243 (S/S) of 2001.

The direction given in the writ petition No. 243 (S/S) of 2001 was regarding payment of retiremental benefits to the petitioner. In response to the notices issued by the court the opposite party has filed a short counter affidavit stating that soon after receiving the certified copy of the Courts Order, the pension papers of the petitioner were processed and sent to the Assistant Director, Local Funds, Accounts & Audit Department, Dehradun for sanction of the pension to the petitioner. As far as the wilful disobedience is concerned, it does not appear to be so on the part of opposite party namely Om Prakash Singh.

Therefore, the contempt petition as against the opposite party, Om Prakash Singh, Executive Officer, Nagar Palika Parishad, Haldwani is dismissed and notices are discharged accordingly.

(P.C. Pant, J.)

Dt. 28.10.2004
SJ